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July 7, 2006

Date Mailed

Yuko Tanaka

Name

U. Tanaka

Signature

7-7-06

Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ma *et al.*

Serial No.: 10/804,897

Filed: March 19, 2004

For: PROCESS FOR TUNING AN OSCILLATOR  
(as amended)

Docket No.: 42P10077D3

Examiner: Anthony D. Tugbang

Art Unit: 3729

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### ELECTION AND AMENDMENT (37 C.F.R. § 1.111)

Sir:

This election and amendment is submitted in response to the Office Action mailed June 7, 2006, for the above-noted patent application. The Office Action included a restriction requirement.

#### Election

Applicants hereby provisionally elect for further prosecution the claims in what the examiner has identified as Species A, comprising claims 29-33. Claims reading on species A include claims 29-33 and new claims 40-42. This election is made with traverse. Reasons for traverse are explained below in the remarks.

#### Amendment

In view of the above election, Applicant respectfully requests that the Examiner (1) enter the amendments to the specification, if any, in section I; (2) enter the amendments to the claims, if any, in section II; and (3) consider the specification amendments in section I and the claims in section II in view of the remarks in section III.